

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
v.)	Criminal No. 15-00034-01-CR-W-RK
)	
MICHAEL L. EVANS,)	
)	
Defendant.)	

**MEMORANDUM OF MATTERS DISCUSSED AND
ACTION TAKEN AT PRETRIAL CONFERENCE**

PENDING CHARGE: On January 28, 2015, the Grand Jury returned a one count indictment against MICHAEL L. EVANS charging that defendant knowingly possessed, in and affecting commerce, a Lorcin, Model L380, .380 caliber pistol, Serial Number 541148, which had been transported in interstate commerce, contrary to the provisions of Title 18, United States Code, Sections 922(g)(1) and 924(e)(1).

The following matters were discussed and action taken during the pretrial conference:

TRIAL COUNSEL:

Government: Justin George Davids
Case Agent: Michael Wells of the Kansas City, Missouri Police Department
Defense: William J. Raymond

OUTSTANDING MOTIONS: (As of the date of the Pretrial Conference)

08/05/2015	25	MOTION to suppress by Michael L. Evans.
11/09/2015	37	REPORT AND RECOMMENDATIONS as to Michael L. Evans
01/21/2016	46	Second MOTION to continue Trial Setting by USA as to Michael L. Evans.

TRIAL WITNESSES:

Government: No more than 5 witnesses with stipulations; 10 without stipulations
Defendants: 2 witnesses, including the defendant

TRIAL EXHIBITS

Government: 25 exhibits
Defendant: Less than 10 exhibits for defendant

DEFENSES: General Denial

POSSIBLE DISPOSITION:

(X) Definitely for trial; () Possibly for trial; () Likely a plea will be worked out

TRIAL TIME: 1 ½ -2 days

Government's case including jury selection: 1 ½ days

Defense case: less than ½ day

STIPULATIONS: The government will propose stipulations as to chain of custody, the nexus of the firearm, and defendant's felony convictions.

UNUSUAL QUESTIONS OF LAW: Only those issue raised in the motion to suppress.

FILING DEADLINES:

Witness and Exhibit List

Government: February 19, 2016

Defense: February 19, 2106

Counsel are requested to list witnesses in alphabetical order on their witness list.

Exhibit Index, Voir Dire, Jury Instructions: Noon, Wednesday, February 24, 2016.

Please Note: Jury instructions must comply with Local Rule 51.1

Motion in Limine: Motions in Limine should be filed by February 19, 2016 and responses by February 25, 2016.

TRIAL SETTING: This case is specially set for trial on Tuesday, March 1, 2106.

Please note:

IT IS SO ORDERED.

/s/ Sarah W. Hays

SARAH W. HAYS

UNITED STATES MAGISTRATE JUDGE